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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/935,168	08/21/2001	Jennifer L. West	002376.1017	9212
23640	7590	10/02/2008		
BAKER BOTTS, LLP 910 LOUISIANA HOUSTON, TX 77002-4995			EXAMINER HUYNH, PHUONG N	
			ART UNIT 1644	PAPER NUMBER
			NOTIFICATION DATE 10/02/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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09935168	8/21/2001	WEST ET AL.	002376.1017

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EXAMINER

PHUONG HUYNH

ART UNIT	PAPER
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1644

20080929

DATE MAILED:

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Commissioner for Patents

Pursuant to the remand under 37 CFR 41.50(a)(1) by the Board of Patent Appeals and Interferences on September 23, 2008 and August 6, 2008 for canceling the expressly withdrawn or implicitly withdrawn claims 3-5 and 9, the withdrawal of the appeal as to claims 3-5 and 9 operates as an authorization to cancel these claims from the application or reexamination proceeding. See MPEP § 1215.03. Accordingly, these claims are canceled.

Only claims 1-2, 7-8 and 24-35 remain in the application. The appeal continues as to these remaining claims. The application will be forwarded to the Board after mailing of this communication.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phuong Huynh, Ph.D. whose telephone number is (571) 272-0846. The examiner can normally be reached Monday through Thursday from 9:00 a.m. to 6:30 p.m. and alternate Friday from 9:00 a.m. to 5:30 p.m. A message may be left on the examiner's voice mail service. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eileen B O'Hara can be reached on (571) 272-0878. The IFW official Fax number is (571) 273-8300.

Any information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Phuong Huynh/  
Primary Examiner, Art Unit 1644